

Iowa Board of Veterinary Medicine
Wallace State Office Building
DNR Third Floor East & West Conference Room
Open Session Meeting Minutes
May 27, 2021

Dr. Dewayne Rahe called the Board Meeting to order at 10:00 a.m. with the following Board Members in attendance: Dr. Tom Burkgren; Dr. Dewayne Rahe; Mrs. Ann Werner, and Mr. Will Yoder. Also present were Mr. Jacob Larson, Assistant Attorney General; Dr. Jeff Kaisand, DVM, Executive Secretary; Meghan Orr, Administrative Assistant; Ginny Eason, staff; Ms. Abigail Martens, Compliance Investigator, and Colin Tadlock, Legislative Liaison.

Absent

Yuko Sato, DVM

Guest(s) attending by telephone

Jenny Dorman, Legal Counsel, Iowa Veterinary Medical Association
Chris Gruenhagen, Iowa Farm Bureau
Randy Wheeler, DVM, Executive Director, Iowa Veterinary Medical Association

The Board Members and staff introduced themselves to Mr. Yoder. Mr. Yoder was appointed by the Governor's office as a new Board Member.

Dr. Yuko Sato was appointed by the Governor's office as a new Board Member. Dr. Sato is a professor at Iowa State University College of Veterinary Medicine and will be joining the meeting by teleconference today.

Election of Board Chairperson

Dr. Burkgren moved to nominate Dr. Dewayne Rahe as Chair for the Iowa Board of Veterinary Medicine. Motion was seconded by Mrs. Werner. Motion approved unanimously.

New Board Member Orientation

Mr. Larson stated he will review the New Board Member Orientation when Dr. Sato joins the meeting.

Approval of the Agenda

Dr. Burkgren moved to approve the amended agenda for the May 27, 2021, Board Meeting. Motion was seconded by Mrs. Werner. Motion approved unanimously.

Public Comment (Public comment period is open and limited to two minutes)

Ms. Martens asked the Board Members if they would like any changes to the format of the reports she submits regarding the investigations assigned to her. The Board Members stated the reports are very well done.

Dr. Wheeler stated he did not have anything to discuss at this time.

Mrs. Gruenhagen asked the Board Members to consider allowing the public to attend the meetings in person. Dr. Kaisand stated this will be discuss by the Board Members during this meeting. The stakeholders will be notified of the decision.

Executive Secretary Report

Dr. Kaisand reported that an equine stable in the Des Moines area has been quarantined for Equine Infectious Anemia (EIA) and Equine Piroplasmiasis in separate horses. The horses will have to test again in 60 days.

Dr. Kaisand reported on the FAD Preparedness USDA Conference call that was held with Industry, State, and Federal officials regarding swine. The swine would not move for 72 hours (stand still order) across the United States if African Swine Fever was detected. If the swine or other livestock is in route the livestock may continue to the final destination. Dr. Kaisand reported if the USDA issues a stand still order then no livestock will move or cross state lines. Dr. Kaisand reported Iowa has a formal document ready to enforce for a stand still order that involves no movement of livestock in or out of Iowa during the stand still order. Dr. Kaisand reported that Code 163 states any livestock crossing through the state can be prohibited. That is the intent of a stand still order and the hope is that the transmission of the disease is caught early.

Discussion was held regarding truck washes. Several individuals stated there are not enough truck washes in Iowa. There should be a high level of voluntary compliance to decontaminate the trucks and the truck bays.

Dr. Kaisand stated a table top exercise will be held with the North American Meat Institute (NAMI), Tyson Foods, Darling International, State, and Federal officials will be participating.

Dr. Kaisand reported that a vaccine distribution table top exercise will be held using two pallets of placebo vaccine. There will be a step-by-step shipping process for this exercise.

Mrs. Werner stated several years ago the FMD vaccine was not nearly enough to help all the producers. The North American Vaccine Bank was not sufficient for this outbreak. Dr. Kaisand reported the Farm Bill funding allows for more vaccine.

Dr. Kaisand introduced Mr. Colin Tadlock, Legislative Liaison for Iowa Department of Agriculture and Land Stewardship. Mr. Tadlock will assist the Board in rule making for any changes the Board would like for next year's legislative session. Dr. Kaisand stated the department did receive more funding from the legislature for animal disease preparedness. The funding was increased from \$500,000 to \$750,000 for this current year. Mr. Tadlock stated the legislature was hesitant to make any additional licensing changes this year to Code 169.20. Mr. Tadlock excused himself from the meeting at 10:45 a.m.

Dr. Kaisand stated the department is fine with having the public present for the Board Meetings.

Chairperson Report

Dr. Rahe concurred with allowing the public present for the Board Meetings. Mr. Larson recommended a board motion for a formal record allowing the public present. A motion can be presented under the Virtual Meetings portion of the agenda.

Assistant Attorney General Report

Mr. Larson stated the Board received a public records request for records from a licensee related to case investigations involving the individual licensee. The records are not public and the request was denied.

The licensee is now asking for copies of all communications between themselves and the Board regarding complaint files. Mr. Larson stated this would be communications back and forth between the licensee and the Board and both parties would already have copies of the communications. Mr. Larson stated the Board does not have a policy to address finance spending and copying issues no policy on how the request would be financed for the time staff would have to spend copying the documents, and it would then be a courtesy to the licensee. The information provided would be communication the licensee has already seen and it would be a courtesy for the individual by putting this in an organized file for the licensee. The Board Members requested Mr. Larson to notify the licensee the Board will not respond to the request since it is not a public records request.

Board Member Report

No report.

Correspondence

The Veterinary Technician National Examination scores March 15 – 31, 2021, and April 1 – 30, 2021, have been received and reviewed by the Board Members.

Dr. Rahe spoke about the American Association of Veterinary State Boards RACEtrack and RACE Standards regarding the continuing education hours. There are three levels of record keeping by American Association of Veterinary State Boards. Level 1 is free; Level 2 is \$30 per year and has more options available than Level 1, and Level 3 is \$100 per year and would be the full service option. If the licensee is interested they would be able to contact the American Association of Veterinary State Boards. The RACE provider must provide a list of attendees for the RACEtrack bank.

Rulemaking/House/Senate Files

ARC 5433C – This rule is the proposed rulemaking on Registration for Veterinary Technicians by Work Experience in another state that did not require the individual to be licensed as a veterinary technician. The Certified Veterinary Technicians are registered as Registered Veterinary Technicians. The legislature’s decision was that the individual did not have to meet the educational requirement like the Iowa based technicians with a two-year degree from an American Veterinary Medical Association accredited veterinary technology program. The applicants must pass the Veterinary Technician National Examination and pass the Veterinary Technician State Examination. The Board would not be provided any information regarding disciplines since the individual was not licensed in the state they are relocating from. There would be no initial continuing education requirement for these individuals. If the individual was self-employed this would not be adequate grounds for registering in Iowa. The individual would have to have been working under the direct supervision of a licensed veterinarian.

Dr. Burkgren moved to strike from (ARC 56433C) 8.12(3) *b.3* (if the applicant is self-employed, business documents filed with the secretary of state); and move the word “or” to *b.2* Paychecks or pay stubs; or. Motion was seconded by Mr. Yoder. Motion approved unanimously.

Dr. Burkgren moved to adopt the amended rule for final notice for ARC 5433C. Motion was seconded by Mrs. Werner. Motion approved unanimously.

Iowa Code 169.20. The concern is the Iowa Board of Veterinary Medicine does not regulate veterinary assistants and only regulates registered veterinary technicians. The Board could change veterinary technicians to Certified Veterinary Assistants. The Board could address the definition of Certified Veterinary Assistant, Veterinary Assistant, and Registered Veterinary Technician by rule and define job duty categories. The Board could delete from Code 169.20 “the certificate does not expire” or the Board could make changes to all of Code 169.

The Board could try to define the job responsibilities by classification for the Certified Veterinary Assistant, Veterinary Assistant, and Registered Veterinary Technician but this would be a difficult task. Employing a registered veterinary technician, the individual has the education and training to proceed with their job duties as soon as they start the job. An individual that is not a registered veterinary technician would not have the education and training and would have to be trained by the veterinarian for their job skills and duties.

Mr. Tadlock will provide assistance with language changes to Code 169.20 and Administrative Rules. Perhaps the Iowa Veterinary Medical Association would assist in language changes to Code 169.20.

The veterinary client patient relationship was discussed by the Board Members and Dr. Wheeler, Iowa Veterinary Medical Association. Discussion was held regarding 811-12.1(1)b. The licensed veterinarian has sufficient knowledge of the patient to initiate at least a general or preliminary diagnosis of the medical condition of the patient. Sufficient knowledge means that the licensed veterinarian has recently seen or is personally acquainted with the care of the patient by virtue of an examination of the patient or by medically appropriate and timely visits to the premises where the patient is kept; and.

Dr. Rahe proposed to strike “or by medically appropriate and timely visits” and change the language to read “Sufficient knowledge means that the licensed veterinarian has recently seen or is personally acquainted with the care of the patient by virtue of an examination of the patient and/or has personally visited and inspected the premises where the animal is housed within the past 12 months; and

Some veterinary practices visit the farm every six months and that would be the choice that veterinary practice makes. The veterinary practice can be more restrictive if they choose to be. Dr. Kaisand stated he received a request from a practitioner to complete the monthly health papers virtually and explained the food animals have to be examined personally by the veterinarian due to foreign animal diseases.

Mr. Larson stated he would work with Ms. Orr and Mr. Tadlock to draft the rule changes and to send out for public comment and to the ARC Committee.

The Legislature Service Agency (LSA) makes sure everything is ready for adoption of the rule. ARC 5669C - This rule is the proposed rulemaking for establishing the principles of veterinary medical ethics in Chapter 10 “Disciplines”. There were a few comments from the LSA and Mr. Larson responded to the comments. Dr. Wheeler and Ms. Dorman inquired about the college student working under the preceptorship should be mentioned in the rule. Mr. Larson responded that the college student(s) working under a preceptorship would fall within the category of veterinary assistant. Dr. Burkgren moved to approve the amended rule ARC 5669C relating to veterinary ethics. Motion was seconded by Mr. Yoder. Motion approved unanimously.

Miscellaneous

Telemedicine – no changes

Virtual Meetings – Mrs. Werner moved to allow public members to attend the Open Meeting Sessions of the Iowa Board of Veterinary Medicine. Motion was seconded by Dr. Burkgren. Motion approved unanimously.

Mr. Larson stated the Board could publish with the agenda a policy guidance for public participation during the COVID-19 requirements. Dr. Rahe stated this would have to be a high level of voluntary compliance as we cannot ask if individuals have been vaccinated.

Mrs. Werner moved to go into Closed Session (closed session pursuant to Iowa Code section 21.5(1)(a) to review or discuss records which are required or authorized by state or federal law to be kept confidential or to be kept confidential as a condition for that governmental body's possession and 21.5(1)(d) to discuss the contents of a licensing examination or whether to initiate licensee disciplinary investigations or proceedings if the governmental body is a licensing or examining board).

Roll call vote by Board Members: Dr. Burkgren, aye; Dr. Rahe, aye; Mrs. Werner, aye; Mr. Yoder, aye
 nay – 0. Motion passed at 11:45 a.m.

Open Meeting Session

The Board reconvened into the Open Meeting Session at 1:29 p.m.

Action on Closed Meeting Session Sanctions

Dr. Burkgren moved to close cases 21-005 and 21-006. Motion was seconded by Mr. Yoder. Motion carried unanimously.

New Board Member Orientation

Mr. Larson gave a brief overview of the guidance document provided to all the Board Members for their information and review. If any Board Member has any concerns or questions they are to contact Mr. Larson as soon as possible.

Review of Veterinary Licensing / Veterinary Technician Registration Applications per HF2627

The applications listed below were presented to the Board Members for their review and changes. The Board Members made changes to the applications. The new applications will be posted to the Iowa Board of Veterinary Medicine website.

Application for Temporary Educational Permit for Internship or Residency Training Iowa State University College of Veterinary Medicine

Application for Temporary In-State Practice Permit to Practice Veterinary Medicine

Application for Iowa Veterinary License Practicing Veterinary Medicine

Dr. Sato excused herself from the meeting at 2:03 p.m.

Continuing Education

The continuing education applications were reviewed by the Board Members for approval.

Teresa Farrell	Wellness for New Veterinarians (5.14.2021 Ames, IA)		4	4
Brent Henningsen	Nutritional Basics (5.13.2021 Webex)	1		1
Stacie Matchan	Iowa Swine Day 2021 (6.24.2021 Ames, IA)	4.5	4.5	9

Ameilia Dohlman	Electrolyte Emergencies: Electrolyte Disturbance Part 1: Potassium & Sodium (7.12.2021 Ames, IA)	1		1
Ameilia Dohlman	Electrolyte Disturbance Part 2: Calcium, Chloride, Phosphorous & Magnesium (7.19.2021 Ames, IA)	1		1
Danelle Bickett-Weddle, DVM	FAD Control Areas, Secure Pork Supply, and the Permitting Procession Iowa (Virtual)	1		1

Next Board Meeting

The next Board Meeting is June 24, 2021, at 10:00 a.m.

Adjournment

Dr. Burkgren moved to adjourn the Board Meeting at 2:07 p.m. Motion seconded by Mr. Yoder. Motion approved unanimously.

Respectfully submitted,

Jeffrey J. Kaisand, DVM
Executive Secretary